



Governor
Janet Napolitano

**ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY**
9535 EAST DOUBLETREE RANCH ROAD
SCOTTSDALE, ARIZONA 85258-5539
(480) 657-7703 * FAX (480) 657-7715
www.azosteoboard.org

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Executive Director
Jack Confer

February 8, 2006

VIA REGULAR MAIL

Earl Kimbell, D.O.
13825 North 7th Street, Ste H
Phoenix, AZ 85022

RE: Letter of Concern, License No. 3489, Case No. 3371M

Dear Dr. Kimbell,

At the meeting on January 21, 2006, the Arizona Board of Osteopathic Examiners in Medicine and Surgery ("Board") conducted a case review on the above-referenced complaint. Based on the information presented, the Board found there was insufficient evidence to conclude that your conduct constituted unprofessional conduct or to support direct action against your license. However, the Board voted to issue you this advisory LETTER OF CONCERN pursuant to the provisions of A.R.S. 32-1855 (D) (2). The Board was concerned that you failed to order or complete and EKG on this patient which could ultimately lead to a violation of A.R.S. §§ 32-1854 (6), which states:

"Engaging in the practice of medicine in a manner that harms or may harm a patient or that the Board determined falls below the community standard."

A Letter of Concern is a non-disciplinary action that remains part of the public record of your license for five years from the date of issuance (January 21, 2006). During those years it will be provided in response to requests for copies of your license file or verifications of license status, including being posted on the Board's website. It also may be cited in future actions against your license. Because it is not a disciplinary action, it is not reported to the National Practitioner Data Base or Health Care Integrity and Protection Databank.

Respectfully,


Jack Confer
Executive Director

JC/s

Copy: Complainant
File